

**SCHAPIRO DECLARATION
EXHIBITS CONTINUED**

Schapiro Exhibit 57

From: Michelena.hallie@mtvn.com
Sent: Monday, November 06, 2006 8:42 PM
To: Deana Arizala; Morales, Cindy
Cc: Mark M. Ishikawa; Evelyn Espinosa; Cahan, Adam; Courtney Nieman; Morales, Cindy
Subject: RE: Video Takedown

Cindy has to confirm the particular shows. My observations:

Correct on youtube and google subject to Cindy's review.

I don't understand the directives in myspace and Yahoo. My understanding is that we are removing all clips at 2.5 or over except for Colbert and Daily Show which is 3 and over, subject to Cindy confirming the current shows to be reviewed. This looks like you are not removing clips as opposed to full episodes of many of the shows. Cindy, am I correct?

What's the status of moving forward on myspace?

From: Deana Arizala [mailto:deanaa@baytsp.com]
Sent: Monday, November 06, 2006 1:52 PM
To: Hallie, Michelena
Cc: Mark M. Ishikawa; Evelyn Espinosa; Cahan, Adam; Courtney Nieman; Morales, Cindy
Subject: RE: Video Takedown

Michelena,

Please review the enclosed YouTube, Google Video, Myspace, and Yahoo Video approved notice sent rule. We just want to make sure that we are all in the same page. Please indicate if there are any changes. Thank You.

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125563



6/23/2008

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BAYTSP 001125564

6/23/2008

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BAYTSP 001125565



6/23/2008

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125567



6/23/2008

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125569



6/23/2008

-
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-
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-
-
-

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125572

From: Michelena.hallie@mtvn.com
Sent: Saturday, November 04, 2006 3:59 AM
To: Mark M. Ishikawa; Evelyn Espinosa; Deana Arizala
Subject: Fw: Video Takedown

Just want to make sure this directive got to you: google as well as youtube takedowns should only be full episodes. Myspace and yahoo are ok to take down as originally directed.

-----Original Message-----
From: Cahan, Adam
To: Hallie, Michelena
Sent: Sat Nov 04 02:55:11 2006
Subject: Fw: Video Takedown

We should still be taking down as much as possible at myspace. It's only google/youtube that has the full episode rule.

-----Original Message-----
From: Deana Arizala <dcanaa@baytsp.com>
To: Hallie, Michelena
CC: Courtney Nieman <courtneyni@baytsp.com>; Evelyn Espinosa <evelyn@baytsp.com>; Mark M. Ishikawa <marki@baytsp.com>; Cahan, Adam
Sent: Fri Nov 03 21:16:07 2006
Subject: Video Takedown

Michelena,

Below are the Notice Sent counts for today, November 3, 2006. Have a good weekend.

Best Regards,
Deana Arizala

Summary:

YouTube: Full Episodes: 149

Myspace: Full Episodes: 23

Yahoo Video: Full Episodes: 0

Google Video: Full Episodes: 115

6/23/2008

P2P: Gnutella: 0, eDonkey: 44 (not sent—just for view)

YouTube

Full Episodes

Country Music Television

Count

CMT Music Awards

0

Country Fired Home Videos

0

Crossroads

0

Foxwothy's Big Night Out

0

6/23/2008

Trick My Truck

0

Comedy Central

South Park

21

The Colbert Report

5

The Daily Show

1

SpikeTV

Carpocalypes

0

King of Vegas

0

Most Xtreme Challenge

0

Pros Vs Joes

0

6/23/2008

Total Nonstop Action

0

Ultimate Fighting Championship

0

Viacom

Andy Milonakis

0

Avatar the Last Airbender

96

Backyardigans

0

Beyond the Break

0

Blue's Room

0

Can't Get A Date

0

Degrassi

6/23/2008

6

Diego

0

Dora The Explorer

0

Drake & Josh

15

Fairly Odd Parents

5

GLAAD Media Awards

0

Greatest TV Quotes and Catch Phrases

0

Hi-Jinks

0

I Pity the Fool

0

Jack's Big Music Show

0

6/23/2008

Laguna Beach

0

Naked Brothers Band

0

Noah's Arc

3

Real World

0

Sit Down Comedy with David Steinberg

0

South of Nowhere

0

Spongebob Squarepants

3

TV Land Myths and Legends

0

TV Land Present the 100

0

VMA Awards

0

6/23/2008

Wonder Pets

0

Zoey 101

0

Total

149

Google Video

Full Episodes

Country Music Television

Count

6/23/2008

CMT Music Awards

0

Country Fired Home Videos

0

Crossroads

0

Foxwothy's Big Night Out

0

Trick My Truck

0

Comedy Central

South Park

0

The Colbert Report

0

The Daily Show

4

SpikeTV

6/23/2008

Carpocalypes

0

King of Vegas

0

Most Xtreme Challenge

0

Pros Vs Joes

0

Total Nonstop Action

0

Ultimate Fighting Championship

2

Viacom

Andy Milonakis

0

Avatar the Last Airbender

67

6/23/2008

Backyardigans

0

Beyond the Break

0

Blue's Room

0

Can't Get A Date

0

Degrassi

0

Diego

0

Dora The Explorer

0

Drake & Josh

0

Fairly Odd Parents

1

GLAAD Media Awards

0

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125582

Greatest TV Quotes and Catch Phrases

0

Hi-Jinks

0

I Pity the Fool

0

Jack's Big Music Show

0

Laguna Beach

11

Naked Brothers Band

0

Noah's Arc

0

Real World

0

Sit Down Comedy with David Steinberg

0

South of Nowhere

10

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125583

Spongebob Squarepants

20

TV Land Myths and Legends

0

TV Land Present the 100

0

VMA Awards

0

Wonder Pets

0

Zoey 101

0

Total

115

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125584

Yahoo Video

Clips

Full Episodes

Country Music Television

Count

CMT Music Awards

0

Country Fired Home Videos

0

6/23/2008

Crossroads

0

Foxwothy's Big Night Out

0

Trick My Truck

0

Comedy Central

South Park

0

The Colbert Report

0

The Daily Show

0

SpikeTV

Carpocalypes

0

King of Vegas

0

6/23/2008

Most Xtreme Challenge

0

Pros Vs Joes

0

Total Nonstop Action

0

Ultimate Fighting Championship

0

Viacom

Andy Milonakis

0

Avatar the Last Airbender

0

Backyardigans

0

Beyond the Break

0

Blue's Room

6/23/2008

0

Can't Get A Date

0

Degrassi

0

Diego

0

Dora The Explorer

0

Drake & Josh

0

Fairly Odd Parents

0

GLAAD Media Awards

0

Greatest TV Quotes and Catch Phrases

0

Hi-Jinks

0

6/23/2008

I Pity the Fool

0

Jack's Big Music Show

0

Laguna Beach

0

Naked Brothers Band

0

Noah's Arc

0

Real World

0

Sit Down Comedy with David Steinberg

0

South of Nowhere

0

Spongebob Squarepants

0

TV Land Myths and Legends

0

6/23/2008

TV Land Present the 100

0

VMA Awards

0

Wonder Pets

0

Zoey 101

0

Total

0

MySpace

Full Episodes

6/23/2008

Country Music Television

Count

CMT Music Awards

0

Country Fired Home Videos

0

Crossroads

0

Foxwothy's Big Night Out

0

Trick My Truck

0

Comedy Central

South Park

0

The Colbert Report

0

6/23/2008

The Daily Show

0

SpikeTV

Carpocalypes

0

King of Vegas

0

Most Xtreme Challenge

0

Pros Vs Joes

0

Total Nonstop Action

0

Ultimate Fighting Championship

0

Viacom

Andy Milonakis

0

6/23/2008

Avatar the Last Airbender

0

Backyardigans

0

Beyond the Break

0

Blue's Room

0

Can't Get A Date

0

Degrassi

0

Diego

0

Dora The Explorer

0

Drake & Josh

0

Fairly Odd Parents

2

6/23/2008

GLAAD Media Awards

0

Greatest TV Quotes and Catch Phrases

0

Hi-Jinks

0

I Pity the Fool

0

Jack's Big Music Show

0

Laguna Beach

0

Naked Brothers Band

0

Noah's Arc

0

Real World

0

Sit Down Comedy with David Steinberg

6/23/2008

0

South of Nowhere

10

Spongebob Squarepants

11

TV Land Myths and Legends

0

TV Land Present the 100

0

VMA Awards

0

Wonder Pets

0

Zoey 101

0

Total

23

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125595

P2P (Not sent)

Country Music Television

Gnutella

eDonkey

CMT Music Awards

0

0

Country Fired Home Videos

0

0

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125596

Crossroads

0

0

Foxwothy's Big Night Out

0

0

Trick My Truck

0

0

Comedy Central

South Park

0

0

The Colbert Report

0

0

The Daily Show

6/23/2008

0
0

SpikeTV

Carpocalypes
0
0

King of Vegas
0
0

Most Xtreme Challenge
0
0

Pros Vs Joes
0
0

Total Nonstop Action
0

6/23/2008

0

Ultimate Fighting Championship

0

0

Viacom

Andy Milonakis

0

0

Avatar the Last Airbender

0

0

Backyardigans

0

2

Beyond the Break

0

0

6/23/2008

Blue's Room

0

0

Can't Get A Date

0

0

Degrassi

0

0

Diego

0

0

Dora The Explorer

0

0

Drake & Josh

0

0

6/23/2008

Fairly Odd Parents

0

0

GLAAD Media Awards

0

0

Greatest TV Quotes and Catch Phrases

0

0

Hi-Jinks

0

0

I Pity the Fool

0

0

Jack's Big Music Show

0

0

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125601

Laguna Beach

0

0

Naked Brothers Band

0

0

Noah's Arc

0

0

Real World

0

0

Sit Down Comedy with David Steinberg

0

0

South of Nowhere

0

0

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125602

Spongebob Squarepants

0

0

Hogan Knows Best

0

41

Breaking Bonaduce

0

1

VMA Awards

0

0

Wonder Pets

0

0

Zoey 101

0

0

Total

6/23/2008

0

44

Deana Arizala
Client Services Manager, BayTSP, Inc
408.341.2365 (direct)
408.341.2300 (voice)
408.341.2399 (fax)

6/23/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125604

YOUTUBE APPROVED NOTICE SENT

MTVN Agent/Asset/Rule list

Authorized Agent of...	Network	F u l l	C l i p	R u l e	Show Title
SpiceTV	Spike TV	X			Total Nonstop Action
		X			Ultimate Fighting Championship
		X			Most Xtreme Challenge
		X			Pros Vs Joes
		X			King of Vegas
		X			Carpocalypse
Comedy Central	Comedy Central	X			The Daily Show
		X			The Colbert Report
		X			South Park
Viacom	Nickelodeon	X			Naked Brothers Band
		X			Spongebob Squarepants
		X			Fairly Odd Parents
		X			Zoey 101
		X			Drake & Josh
Viacom	Nick Jr.	X			Backyardigans
		X			Wonder Pets
		X			Diego
		X			Dora The Explorer
		X			Blue's Room
Viacom	Noggin	X			South of Nowhere
		X			Degrassi
		X			Beyond the Break
		X			Jack's Big Music Show
CMT	CMT	X			Crossroads
		X			CMT Music Awards
		X			Country Fried Home Videos
		X			Foxwothy's Big Night Out
		X			Trick My Truck
Viacom	TVLand / Nick at Nite	X			I Pity the Fool
		X			Sit Down Comedy with David Steinberg
					TV Land Present the 100
		X			Greatest TV Quotes and Catch Phrases
		X			TV Land Myths and Legends
Viacom	LOGO	X			Hi-Jinks
		X			Noah's Arc
		X			Can't Get A Date
Viacom	MTV	X			GLAAD Media Awards
		X			Laguna Beach
		X			Real World
		X			Andy Milonakis
Viacom	Unknown	X			VMA Awards
					Avatar the Last Airbender
Viacom	VHI				Hip Hops Awards (October 14 - November 7, 2006)
					The Wendy Williams Experience
					Totally Awesome
					Hogan Knows Best
					Breaking Donaduce

X = ok to send notices

MTVN Agent/Asset/Rule l1st

Authorized Agent of ...	Network	F u l l	C l i p	R u l e	Show Title
SpikeTV	Spike TV	X			Total Nonstop Action
		X			Ultimate Fighting Championship
		X			Most Xtreme Challenge
		X			Pros Vs Joes
		X			King of Vegas
		X			Carpalypses
Comedy Central	Comedy Central	X			The Daily Show
		X			The Colbert Report
		X			South Park
Viacom	Nickelodeon	X			Naked Brothers Band
		X			Spongebob Squarepants
		X			Fairly Odd Parents
		X			Zoey 101
		X			Drake & Josh
Viacom	Nick Jr	X			Backyardigans
		X			Wonder Pets
		X			Diego
		X			Dora The Explorer
		X			Blue's Room
Viacom	Noggin	X			South of Nowhere
		X			Degrassi
		X			Beyond the Break
		X			Jack's Big Music Show
CMT	CMT	X			Crossroads
		X			CMT Music Awards
		X			Country Fired Home Videos
		X			Foxwothy's Big Night Out
		X			Trick My Truck
Viacom	TVLand / Nick at Nite	X			I Pity the Fool
		X			Sit Down Comedy with David Steinberg
					TV Land Present the 100
		X			Greatest TV Quotes and Catch Phrases
		X			TV Land Myths and Legends
Viacom	LOGO	X			Hi-Jinks
		X			Noah's Arc
		X			Can't Get A Date
Viacom	MTV	X			GLAAD Media Awards
		X			Laguna Beach
		X			Real World
		X			Andy Milonakis
Viacom	Unknown				VMA Awards
		X			Avatar the Last Airbender
Viacom	VHI				Hip Hops Awards (October 24 - November 7, 2006)
					The Wendy Williams Experience
					Totally Awesome
					Hogan Knows Best
					Breaking Benaduce

X = ck to send notices

MYSpace APPROVED NOTICE SENT

MTVN Agent/Asset/Rule list

Authorized Agent of	Network	F u l l p	C i l l e	R u l e	Show Title
SpiceTV	Spike TV	X	X	2.5 or greater	Total Nonstop Action
		X	X	2.5 or greater	Ultimate Fighting Championship
		X	X	2.5 or greater	Most Xtreme Challenge
		X	X	2.5 or greater	Pros Vs Joes
		X	X	2.5 or greater	King of Vegas
		X	X	2.5 or greater	Carpocalypse
Comedy Central	Comedy Central	X	X	3 or greater	The Daily Show
		X	X	3 or greater	The Colbert Report
		X	X	2.5 or greater	South Park
Viacom	Nickelodeon	X			Naked Brothers Band
		X	X	2.5 or greater	Spongebob Squarepants
		X	X	2.5 or greater	Fairly Odd Parents
		X	X	2.5 or greater	Zoey 101
		X			Drake & Josh
Viacom	Nick Jr	X	X	2.5 or greater	Backyardigans
		X	X	2.5 or greater	Wonder Pets
		X			Diego
		X			Dora The Explorer
		X			Blue's Room
Viacom	Nick Jr	X			South of Nowhere
		X			Degrassi
		X			Beyond the Break
		X			Jack's Big Music Show
CMT	CMT	X			Crossroads
		X			CMT Music Awards
		X			Country Fried Home Videos
		X			Foxworthy's Big Night Out
		X			Trick My Truck
Viacom	TVLand / Nick at Nite	X			I Pity the Fool
		X			Sit Down Comedy with David Steinberg
		X			TV Land Present the 100
		X			Greatest TV Quotes and Catch Phrases
		X			TV Land Myths and Legends
Viacom	LOGO	X			Hi-Jinks
		X			Noah's Arc
		X			Can't Get A Date
Viacom	MTV	X			GLAAD Media Awards
		X			Laguna Beach
		X			Real World
Viacom	Unknown	X			Andy Milonakis
		X	X	2.5 or greater	VMA Awards
		X	X	2.5 or greater	Avatar the Last Airbender
Viacom	VH1		X	2.5 or greater	Hip Hops Awards (October 24 - November 7, 2006)
			X	2.5 or greater	The Wendy Williams Experience
			X	2.5 or greater	Totally Awesome
			X	2.5 or greater	Hogan Knows Best
			X	2.5 or greater	Breaking Bonaduce

MTVN Agent/Asset/Rule list

Authorized Agent of...	Network	F u l l	C l i p	R u l e	Show Title
SpikeTV	Spike TV	X	X	2.5 or greater	Total Nonstop Action
		X	X	2.5 or greater	Ultimate Fighting Championship
		X	X	2.5 or greater	Most Xtreme Challenge
		X	X	2.5 or greater	Pros Vs Joes
		X	X	2.5 or greater	King of Vegas
		X	X	2.5 or greater	Calypso
Comedy Central	Comedy Central	X	X	3 or greater	The Daily Show
		X	X	3 or greater	The Colbert Report
		X	X	2.5 or greater	South Park
Viacom	Nickelodeon	X			Naked Brothers Band
		X	X	2.5 or greater	Spongebob Squarepants
		X	X	2.5 or greater	Fairly Odd Parents
		X	X	2.5 or greater	Zoey 101
		X			Drake & Josh
Viacom	Nick Jr.	X	X	2.5 or greater	Backyardigans
		X	X	2.5 or greater	Wonder Pets
		X			Diego
		X			Dora The Explorer
		X			Blue's Room
Viacom	Noggin	X			South of Nowhere
		X			Degrassi
		X			Beyond the Break
		X			Jack's Big Music Show
CMT	CMT	X			Crossroads
		X			CMT Music Awards
		X			Country Fried Home Videos
		X			Foxwoody's Big Night Out
		X			Trick My Truck
Viacom	TVLand / Nick at Nite	X			I Pity the Fool
		X			Sit Down Comedy with David Steinberg
					TV Land Present the 100
		X			Greatest TV Quotes and Catch Phrases
		X			TV Land Myths and Legends
Viacom	LOGO	X			Hi-Jinks
		X			Noah's Ark
		X			Can't Get A Date
Viacom	MTV	X			GLAAD Media Awards
		X			Laguna Beach
		X			Real World
		X			Andy Milonakis
Viacom	Unknown	X	X	2.5 or greater	VMA Awards
		X	X	2.5 or greater	Avatar the Last Airbender
Viacom	VH1		X	2.5 or greater	Hip Hops Awards (October 24 - November 7, 2006)
			X	2.5 or greater	The Wendy Williams Experience
			X	2.5 or greater	Totally Awesome
			X	2.5 or greater	Hogan Knows Best
			X	2.5 or greater	Breaking Bonaduce

X = click to send notices

Schapiro Exhibit 58

From: "Ganeless, Michele" <Michele.Ganeless@comedycentral.com>
Date: Fri, 6 Oct 2006 16:02:40 -0400
To: "Witt, Jason" <Jason.Witt@mtvstaff.com>
Subject: RE: Please read -- time sensitive

Makes sense.

I don't think they have any full-length stuff of ours. Hopefully that's all we'd c&d. Doug and I feel very strongly that we don't want to stop the colbert and daily clips.

-----Original Message-----

From: Witt, Jason
Sent: Friday, October 06, 2006 3:59 PM
To: Ganeless, Michele
Subject: Re: Please read -- time sensitive

Think we're c&d'ing on full-length regardless.

Complication--i presume--is that if we wait on broader action, we may look like we're c&d'ing google specifically.

My pov was to propose deal we want, and c&d on some stuff if they say f off.

Sent from my BlackBerry Wireless Handheld

-----Original Message-----

From: Ganeless, Michele
To: Witt, Jason
Sent: Fri Oct 06 15:56:20 2006
Subject: RE: Please read -- time sensitive

But I thought that we didn't want to c&d if we're gonna do a deal with them? Or do we think the deal will be off if they buy them?

-----Original Message-----

From: Witt, Jason
Sent: Friday, October 06, 2006 3:55 PM
To: Ganeless, Michele
Subject: Re: Please read -- time sensitive

Apparently there's one line of reasoning that says don't wait until google acquires in order to c&d.

Sent from my BlackBerry Wireless Handheld

-----Original Message-----

From: Ganeless, Michele
To: Witt, Jason
Sent: Fri Oct 06 15:53:57 2006
Subject: RE: Please read -- time sensitive

Are you going to be on the call? Is this about C+D?

-----Original Message-----

From: Witt, Jason
Sent: Friday, October 06, 2006 3:49 PM
To: Ganeless, Michele

Subject: Fw: Please read -- time sensitive

Sent from my BlackBerry Wireless Handheld

-----Original Message-----

From: Browning, Nicole - MTVN

To: Witt, Jason

Sent: Fri Oct 06 15:47:30 2006

Subject: FW: Please read -- time sensitive

Hi Jason- I can be on this, but if you want to call in-should be about 45 min call-for any part, below is number.

Apparently Google talks are on the wire...

----- Forwarded Message

From: "Ashendorf, Sandy - MTVN" <Sandy.Ashendorf@mtvstaff.com>

Date: Fri, 6 Oct 2006 11:08:19 -0400

To: "Browning, Nicole - MTVN" <Nicole.Browning@mtvstaff.com>

Subject: Please read -- time sensitive

So the You Tube meeting I mentioned earlier has been scheduled today for 4:30. Beth and I are both in a meeting with MediaFLO all afternoon and unless we leave for an hour (not a great idea), will not be able to join. I don't know if you have a conflict at that time but you may want to dial in -- the number is [REDACTED] and the passcode is [REDACTED]. Please let me know and I will act accordingly. Thanks.

FYI, I believe that it will be with Mike Fricklas, Michael Wolf, David Sussman, Bob Bakish, Doug Herzog, Michelena Hallie and Adam Cahan.

----- End of Forwarded Message

Schapiro Exhibit 59

From: Michelena.hallie@mtvn.com
Sent: Friday, October 27, 2006 9:53 PM
To: Cahan, Adam; Deana Arizala
Cc: Mark M. Ishikawa; Evelyn Espinosa; Courtney Nieman; Leland Woo
Subject: RE: YouTube Takedown

The only clips we have not yet taken down are VH1 since we have not yet gotten the complete list of clips we authorized on youtube. Other than that, you are correct.

From: Cahan, Adam
Sent: Friday, October 27, 2006 5:52 PM
To: 'Deana Arizala'; Hallie, Michelena
Cc: Mark M. Ishikawa; Evelyn Espinosa; Courtney Nieman; Leland Woo
Subject: RE: YouTube Takedown

to be clear this includes all clips/episodes greater than 2:30 across the 38 shows, other than jon stewart/colbert at 5:00 minutes in length. correct?

From: Deana Arizala [mailto:deanaa@baytsp.com]
Sent: Friday, October 27, 2006 2:32 PM
To: Cahan, Adam; Hallie, Michelena
Cc: Mark M. Ishikawa; Evelyn Espinosa; Courtney Nieman; Leland Woo
Subject: RE: YouTube Takedown
Importance: High

Adam,

Since the inception of this project on 28-September-2006, we have taken down **9,948** clips and clips that represented full episodes. These clips were reportedly viewed **117,596,020** times prior to our takedown effort.

Best Regards,
Deana Arizala

Deana Arizala
Client Services Manager. BayTSP, Inc
408.341.2365 (direct)
408.341.2300 (voice)
408.341.2399 (fax)

6/11/2008

HIGHLY CONFIDENTIAL

BAYTSP 001125622

From: Cahan, Adam [mailto:Adam.Cahan@mtvn.com]
Sent: Friday, October 27, 2006 1:37 PM
To: Deana Arizala; Michelena.hallie@mtvn.com
Cc: Mark M. Ishikawa; Evelyn Espinosa; Courtney Nieman; Leland Woo
Subject: RE: YouTube Takedown

is it possible to get a simple summary. Number of clips taken down to date.
Thanks - Adam

From: Deana Arizala [mailto:deanaa@baytsp.com]
Sent: Friday, October 27, 2006 1:21 PM
To: Hallie, Michelena
Cc: Cahan, Adam; Mark M. Ishikawa; Evelyn Espinosa; Courtney Nieman; Leland Woo
Subject: YouTube Takedown
Importance: High

Michelena,

Below are the counts that there were taken down today, October 27, 2006. Have a good weekend to you too.

Clips

We made sure that these clips were 2 ½ minutes or longer.

Viacom	Count
Spongebob Squarepants – Clips	0
Fairly Odd Parents – Clips	0
Zoey 101 – Clips	0
Backyardigans – Clips	0
Wonder Pets – Clips	0
Avatar the Last Airbender – Clips	0

SpikeTV

Total NonStop Action – Clips	23
Ultimate Fighting Championship – Clips	7
Most Xtreme Challenge – Clips	9
Pros Vs Joes – Clips	1
King of Vegas – Clips	0
Carpocalypes – Clips	0

Comedy Central

South Park – Clips	646
---------------------------	------------

We made sure that these clips were 5 minutes or longer.

The Daily Show – Clips	888
The Colbert Report – Clips	252

Total	1,826
--------------	--------------

6/11/2008

Full Episodes

Andy Milonakis - Full Episode	0
Avatar the Last Airbender - Full Episode	1
Backyardigans - Full Episode	0
Beyond the Break - Full Episode	0
Blue's Room - Full Episode	0
Can't Get A Date - Full Episode	0
Carpocalypse - Full Episode	0
CMT Music Awards - Full Episode	0
Country Fried Home Videos - Full Episode	0
Crossroads - Full Episode	0
Degrassi - Full Episode	0
Diego - Full Episode	0
Dora The Explorer - Full Episode	0
Drake & Josh - Full Episode	0
Fairly Odd Parents - Full Episode	0
Foxworthy's Big Night Out - Full Episode	0
GLAAD Media Awards - Full Episode	0
Greatest TV Quotes and Catch Phrases - Full Episode	0
Hi-Jinks - Full Episode	0
Hip Hop Honors Award - Full Episode	0
I Pity The Fool - Full Episode	0
Jack's Big Music Show - Full Episode	0
King of Vegas - Full Episode	0
Laguna Beach - Full Episode	0
Most Xtreme Challenge - Full Episode	0
Naked Brothers Band - Full Episode	0
Noah's Arc - Full Episode	0
Pros vs. Joes - Full Episode	0
Real World - Full Episode	0
Sit Down Comedy with David Steinberg - Full Episode	0
South of Nowhere - Full Episode	0
South Park - Full Episode	0
Spongebob Squarepants - Full Episode	0
The Colbert Report - Full Episode	0
The Daily Show - Full Episode	0
TotalNonstop Action! - Full Episode	0
Trick My Truck - Full Episode	0
TV Land Myths and Legends - Full Episode	0
TV Land Presents The 100 - Full Episode	0
Ultimate Fighting Championship - Full Episode	0
VMA Awards - Full Episode	0
Wonder Pets - Full Episode	0
Zoey 101 - Full Episode	0
Total	1

Best Regards,
Deana Arizala

Deana Arizala

6/11/2008

Client Services Manager. BayTSP, Inc
408.341.2365 (direct)
408.341.2300 (voice)
408.341.2399 (fax)

6/11/2008

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BAYTSP 001125625

Schapiro Exhibit 60

—

From: Michelena.hallie@mtvn.com
Sent: Monday, October 30, 2006 9:10 PM
To: Deana Arizala
Cc: Morales, Cindy; Evelyn Espinosa; Mark M. Ishikawa; Courtney Nieman
Subject: RE: The Daily Show and The Colbert Report

Thanks, Deana.

From: Deana Arizala [mailto:deanaa@baytsp.com]
Sent: Monday, October 30, 2006 4:00 PM
To: Hallie, Michelena
Cc: Morales, Cindy; Evelyn Espinosa; Mark M. Ishikawa; Courtney Nieman
Subject: RE: The Daily Show and The Colbert Report

Michelena,

I will make the necessary changes to take down all **The Daily Show** and **The Colbert Report** clips that are 3 minutes and over.

Furthermore, I just want to inform you that due to our software update, we are not able to send notices out today, October 30, 2006. We will resume notice sending tomorrow October 31, 2006 followed by a daily report.

Best Regards,
Deana Arizala

Deana Arizala
Client Services Manager. BayTSP, Inc
408.341.2365 (direct)
408.341.2300 (voice)
408.341.2399 (fax)

-----Original Message-----
From: Michelena.hallie@mtvn.com
Sent: Monday, October 30, 2006 12:43 PM
To: Deana Arizala
Cc: Morales, Cindy; Evelyn Espinosa
Subject: The Daily Show and The Colbert Report
Importance: High

We would like to change the length of clips of The Daily Show and The

6/11/2008

Colbert Report that should be taken down to 3 minutes or over rather than the current 5 minutes or over. (All other clip size criteria remain the same.) Please confirm receipt. Thanks, Deana.

6/11/2008

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Schapiro Exhibit 61

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Through the Wire

By Tom-Steinert-Threlkeld and Linda Haugsted – Multichannel News, 10/15/2006 6:00:00 PM MT

No Joke: 'South Park' Uploads Spared

YouTube users might get to keep uploading episodes of South Park after the video site gets acquired by Internet giant Google. In a passing comment on her way into the Cable Hall of Fame dinner Wednesday night, MTV Networks CEO Judy McGrath said she would allow the uploading to continue — for now. It drives more attention and potential viewers to the Comedy Central show, she said.

The satirical South Park animated series is popular among the young audiences that YouTube and MTV cater to.

YouTube doesn't charge visitors for viewing any of its content; and lawyers for programming companies want to pounce on the site for allowing what they consider to be illegal sharing of proprietary content to persist. Other video clip outlets, like the Google Video Store, charge visitors for each TV show episode they download.

Sumner Redstone, chairman of MTV parent Viacom, is reported to be miffed at the company's failure to acquire social networking site MySpace last year. That site was swooped up by Rupert Murdoch's News Corp., for \$580 million.

Neither Viacom nor News Corp. got a chance to bid on YouTube, which, after a few days of negotiations, agreed to a sale to Google for \$1.9 billion.

This time, it was Murdoch and News Corp. reported to be miffed.

Comcast to Techs: You Snooze, You Lose

A snoozing service technician has again tarnished consumers' perception of Comcast, which vows zero tolerance of such activities.

The tale buzzed through tech and consumer blogs last week about a Garden City, Mich., homeowner. The cable subscriber, identified in blogs as Misty Maironi, said she had requested a service call, and sent the tech to her basement to work on a connection. When he did not resurface for more than an hour, the woman sent her son down to see what the worker was doing.

Son Chris found the tech asleep on his bed, and snapped a cell phone picture of the napper before he woke up the worker.

The Maironis said that the worker fell back to sleep after the incident.

Jennifer Khoury, Comcast senior director of corporate communications, confirmed the incident, emphasizing that the man was a Comcast contractor. He will no longer work for Comcast, she said. Another technician was dispatched to the Garden City home and completed the service call to the customer's satisfaction, she said.

The Michigan division is retraining in-house and contract employees, re-emphasizing the company's code of conduct, she added.

Comcast is in the process of hiring more workers, lessening its reliance on outside contractors. The company has said 4,000 workers will be hired by the end of this year, 3,000 of them technical workers. More will be added next year. Training of those workers will include information on the company code of conduct and Comcast's zero tolerance for rudeness, Khoury said.

Earlier this year, a home video of a Comcast technician who fell asleep while on hold with a dispatcher became a popular download on YouTube. That Philadelphia-area worker was fired and the company offered a similar apology.

Ratio of the Week

2.4:1

The value of a share of Google stock (\$427.04) in October 2006 when it agreed to pay \$1.9 billion for YouTube, compared to the value of a share of Yahoo stock (\$179.75) in April 1999, when it agreed to pay \$5.7 billion for Broadcast.com.

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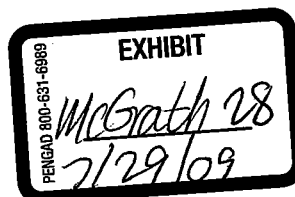
Can Big Media Rule the Web? 03/23/2007

News Corp. Wants Out Of DirecTV Conditions 04/02/2008

Chernin To Exit News Corp. 02/23/2009

Analyst: Comcast Could Have \$28B to Spend 07/24/2007

FCC Seeking More Data from News Corp., Liberty 06/18/2007



Items:
 No Joke: 'South Park' Uploads Spared
 Comcast to Techs: You Snooze, You Lose
 Sidebars:
 Ratio of the Week
 Items:
 No Joke: 'South Park' Uploads Spared
 Comcast to Techs: You Snooze, You Lose
 Sidebars:
 Ratio of the Week

NOLA's Sobering Reality Show

2008 CABLE SHOW: Canoe Chief To Be Named June 1

Marrying Paper, Electrons

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SeaChange International is a leading provider of software applications, services and integrated solutions for video-on-demand (VOD), digital advertising, and content acquisition monetization and management. Its powerful open VOD and advertising... [more](#)

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Most Recent Resources

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[Sharpening Cable TV's Edge in a Tough Economy](#)

[Extracting and Preparing Metadata to Make Video Files Searchable](#)

[White Paper: Assessing the High-Definition Online Video Opportunity](#)

Schapiro Exhibit 62

From: Michelena.hallie@mtvn.com
Sent: Wednesday, November 15, 2006 2:36 PM
To: Sarah Cruz
Cc: Evelyn Espinosa; Mark M. Ishikawa; Deana Arizala; Courtney Nieman; Cahan, Adam; Deana Arizala; Allen Chu; Chris Schmalz
Subject: RE: Video Takedown 11/14/06

Could I get some more information on the clips that were passed on? I'm particularly surprised about the small number of videos taken down under and am curious as to the average size of the videos that apparently did not meet our criteria. I'd also like to discuss the take down procedure on Google Video. In conversations with Mark, I thought the agreement was that you would send notices to Google Video requesting that they remove the link to infringing material. Is that not the procedure? Is that something you have done for other clients?

From: Sarah Cruz [mailto:sarahc@baytsp.com]
Sent: Tuesday, November 14, 2006 8:12 PM
To: Hallie, Michelena
Cc: Evelyn Espinosa; Mark M. Ishikawa; Deana Arizala; Courtney Nieman; Cahan, Adam; Deana Arizala; Allen Chu; Chris Schmalz; Sarah Cruz
Subject: Video Takedown 11/14/06

European Music Awards Tracking Update

For November 14, 2006 we have found and sent notices for 8 YouTube infringements. Please look below for a detailed report of :

Notice Sent

14-Nov	Total
8	8

Infringement Data

Asset	File Name	Protocol	URL	Username
EMA AWARDS 2006	Borat & Timberlake - MTV EMA 2006	YouTube	http://youtube.com/watch?v=VTBToSmGRoQ	Viestarts
EMA AWARDS 2006	Rihanna - SOS performance - EMA 2006	YouTube	http://www.youtube.com/watch?v=jV2CXkesjdY	Riri69
EMA AWARDS 2006	Muse-sttarlight(live 2006)	YouTube	http://www.youtube.com/watch?v=rmbfXrPtIMs	nisuuno
EMA AWARDS 2006	LoveStoned	YouTube	http://www.youtube.com/watch?v=olkmn-_cgUA	l1v269
EMA AWARDS 2006	Snoop and Pharell - Drop It Like It's Hot (Live)	YouTube	http://youtube.com/watch?v=T_dxVTb6ZSI	jctthree
EMA AWARDS 2006	Nelly Furtado- Maneater in live	YouTube	http://www.youtube.com/watch?v=uWpl0O8EMNc	georgemc
EMA AWARDS 2006	depeche mode EMA	YouTube	http://www.youtube.com/watch?v=p3amIHvI0gg	ClaudiaA
EMA AWARDS 2006	Outlandish	YouTube	http://www.youtube.com/watch?v=xDsEkODg9Gs	awayclos

MTV Networks Video Takedown Update

6/11/2008

Protocol	Episodes	Clips	Passed On
YouTube	22	36	555
MySpace	0	8	37
Yahoo Video	0	2	130
Google Video	17	3	115

Note: Yahoo Video is a reference site only, we have only foundlinks to other sites that is sharing the infringing material. For notice sending: we limited ourselves to only the three video sites we have authority to send notices to; YouTube, Google, and Myspace. We then applied the same rules for each link as if we were enforcing on the original site and as a result sent zero notices: YouTube: 0 , Google Video: 0, MySpace: 0.

P2P	Count
Gnutella	211
eDonkey	537
BitTorrent	7626

(Not sent, just for view.)

YouTube Results

Content Provider	Asset	Episodes	Clips	Passed On
Country Music Television	CMT Music Awards	0	0	0
	Country Fired Home Videos	0	0	1
	Crossroads	0	0	0
	Foxwothy's Big Night Out	0	0	0
	Trick My Truck	0	0	0

Comedy Central	South Park	0	1	315
	The Colbert Report	0	13	150
	The Daily Show	0	0	0

SpikeTV	Carpocalypes	0	0	0
	King of Vegas	0	0	0
	Most Xtreme Challenge	0	0	5
	Pros Vs Joes	0	0	0
	Total Nonstop Action	0	0	0
	Ultimate Fighting Championship	0	0	0

Viacom	Andy Milonakis	0	0	2
	Avatar the Last Airbender	0	1	2
	Backyardigans	0	0	0
	Beyond the Break	0	0	0
	Blue's Room	0	0	0
	Can't Get A Date	0	0	0
	Degrassi	0		
	Diego	0	0	1
	Dora The Explorer	0	0	1
	Drake & Josh	0	0	0
	Fairly Odd Parents	7	0	0
	GLAAD Media Awards	0	0	2
	Greatest TV Quotes and Catch Phrases	0	0	0
	Hi-Jinks	0	0	0
	I Pity the Fool	0	0	0
	Jack's Big Music Show	0	0	0
	Laguna Beach	0		

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	Naked Brothers Band	0	0	7
	Noah's Arc	0	0	16
	Real World	0	0	2
	Sit Down Comedy with David Steinberg	0	0	0
	South of Nowhere	0	21	28
	Spongebob Squarepants	0	0	0
	Hogan Knows Best	0	0	0
	TV Land Myths and Legends	0	0	0
	TV Land Present the 100	0	0	0
	VMA Awards	0	0	0
	Wonder Pets	0	0	0
	Zoey 101	15	0	23
	TOTAL	22	36	555

MySpace Results

Content Provider	Asset	Episodes	Clips	Passed On
Country Music Television	CMT Music Awards	0	0	0
	Country Fired Home Videos	0	0	0
	Crossroads	0	0	0
	Foxwothy's Big Night Out	0	0	0
	Trick My Truck	0	0	0

Comedy Central	South Park	0	7	27
	The Colbert Report	0	0	0
	The Daily Show	0	0	0

SpikeTV	Carpocalypes	0	0	0
	King of Vegas	0	0	0
	Most Xtreme Challenge	0	0	0
	Pros Vs Joes	0	0	0
	Total Nonstop Action	0	0	0
	Ultimate Fighting Championship	0	1	1

Viacom	Andy Milonakis	0	0	0
	Avatar the Last Airbender	0	0	0
	Backyardigans	0	0	1
	Beyond the Break	0	0	0
	Blue's Room	0	0	0
	Can't Get A Date	0	0	0
	Degrassi	0	0	1
	Diego	0	0	0
	Dora The Explorer	0	0	1
	Drake & Josh	0	0	0
	Fairly Odd Parents	0	0	0
	GLAAD Media Awards	0	0	0
	Greatest TV Quotes and Catch Phrases	0	0	0
	Hi-Jinks	0	0	0
	I Pity the Fool	0	0	1
	Jack's Big Music Show	0	0	0
	Laguna Beach	0	0	1
	Naked Brothers Band	0	0	0
	Noah's Arc	0	0	0
	Real World	0	0	0
	Sit Down Comedy with David			

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	Steinberg	0	0	0
	South of Nowhere	0	0	2
	Spongebob Squarepants	0	0	2
	Hogan Knows Best	0	0	0
	TV Land Myths and Legends	0	0	0
	TV Land Present the 100	0	0	0
	VMA Awards	0	0	0
	Wonder Pets	0	0	0
	Zoey 101	0	0	0
	TOTAL	0	8	37

Google Video Results

Content Provider	Asset	Episodes	Clips	Passed On
Country Music Television	CMT Music Awards	0	0	0
	Country Fired Home Videos	0	0	0
	Crossroads	0	0	0
	Foxwothy's Big Night Out	0	0	0
	Trick My Truck	0	0	0

Comedy Central	South Park	0	1	34
	The Colbert Report	0	1	41
	The Daily Show	0	1	19

SpikeTV	Carpocalypes	0	0	0
	King of Vegas	0	0	0
	Most Xtreme Challenge	0	0	0
	Pros Vs Joes	0	0	0
	Total Nonstop Action	0	0	8
	Ultimate Fighting Championship	0	0	0

Viacom	Andy Milonakis	0	0	0
	Avatar the Last Airbender	16	0	0
	Backyardigans	0	0	2
	Beyond the Break	0	0	0
	Blue's Room	0	0	0
	Can't Get A Date	0	0	0
	Degrassi	0	0	0
	Diego	0	0	0
	Dora The Explorer	0	0	10
	Drake & Josh	0	0	0
	Fairly Odd Parents	1	0	0
	GLAAD Media Awards	0	0	0
	Greatest TV Quotes and Catch Phrases	0	0	0
	Hi-Jinks	0	0	0
	I Pity the Fool	0	0	0
	Jack's Big Music Show	0	0	0
	Laguna Beach	0	0	0
	Naked Brothers Band	0	0	0
	Noah's Arc	0	0	0
	Real World	0	0	0
	Sit Down Comedy with David Steinberg	0	0	0
	South of Nowhere	0	0	0
	Spongebob Squarepants	0	0	1
	Hogan Knows Best	0	0	0

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	TV Land Myths and Legends	0	0	0
	TV Land Present the 100	0	0	0
	VMA Awards	0	0	0
	Wonder Pets	0	0	0
	Zoey 101	0	0	0
	TOTAL	17	3	115

Yahoo Video Results

Content Provider	Asset	Episodes	Clips	Passed On
Country Music Television	CMT Music Awards	0	0	0
	Country Fired Home Videos	0	0	0
	Crossroads	0	0	4
	Foxwothy's Big Night Out	0	0	0
	Trick My Truck	0	0	0

Comedy Central	South Park	0	0	79
	The Colbert Report	0	0	33
	The Daily Show	0	0	1

SpikeTV	Carpocalypes	0	0	0
	King of Vegas	0	0	0
	Most Xtreme Challenge	0	0	0
	Pros Vs Joes	0	0	0
	Total Nonstop Action	0	0	0
	Ultimate Fighting Championship	0	0	0

Viacom	Andy Milonakis	0	0	0
	Avatar the Last Airbender	0	0	0
	Backyardigans	0	0	0
	Beyond the Break	0	0	0
	Blue's Room	0	0	0
	Can't Get A Date	0	0	0
	Degrassi	0	0	7
	Diego	0	0	0
	Dora The Explorer	0	0	0
	Drake & Josh	0	0	1
	Fairly Odd Parents	0	0	0
	GLAAD Media Awards	0	0	0
	Greatest TV Quotes and Catch Phrases	0	0	0
	Hi-Jinks	0	0	0
	I Pity the Fool	0	0	0
	Jack's Big Music Show	0	0	0
	Laguna Beach	0	0	0
	Naked Brothers Band	0	0	0
	Noah's Arc	0	0	0
	Real World	0	0	0
	Sit Down Comedy with David Steinberg	0	0	0
	South of Nowhere	0	0	0
	Spongebob Squarepants	0	0	2
	Hogan Knows Best	0	0	1
	TV Land Myths and Legends	0	0	0
	TV Land Present the 100	0	0	0

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	VMA Awards	0	2	2
	Wonder Pets	0	0	0
	Zoey 101	0	0	0
	TOTAL	0	2	130

P2P (Not sent)

Content Provider	Asset	Gnutella	eDonkey	BitTorrent
Country Music Television	CMT Music Awards	0	3	0
	Country Fired Home Videos	0	0	0
	Crossroads	0	5	0
	Foxwothy's Big Night Out	0	0	0
	Trick My Truck	0	2	0

Comedy Central	South Park	72	0	6472
	The Colbert Report	0	0	287
	The Daily Show	6	0	230

SpikeTV	Carpocalypes	11	0	0
	King of Vegas	0	0	0
	Most Xtreme Challenge	0	3	0
	Pros Vs Joes	0	0	0
	Total Nonstop Action	0	0	0
	Ultimate Fighting Championship	3	282	0

Viacom	Andy Milonakis	0	18	0
	Avatar the Last Airbender	4	0	74
	Backyardigans	2	0	0
	Beyond the Break	0	6	0
	Blue's Room	0	0	0
	Can't Get A Date	0	0	0
	Degrassi	4	0	0
	Diego	0	0	0
	Dora The Explorer	10	0	468
	Drake & Josh	0	2	0
	Fairly Odd Parents	23	0	0
	GLAAD Media Awards	0	0	0
	Greatest TV Quotes and Catch Phrases	0	0	0
	Hi-Jinks	0	0	0
	I Pity the Fool	0	0	0
	Jack's Big Music Show	0	0	0
	Laguna Beach	43	0	0
	Naked Brothers Band	0	0	0
	Noah's Arc	0	0	0
	Real World	0	0	0
	Sit Down Comedy with David Steinberg	0	0	0
	South of Nowhere	1	0	51
	Spongebob Squarepants	6	1	41
	Hogan Knows Best	0	81	3

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	Breaking Bonaduce	0	0	0
	VMA Awards	8	134	0
	Wonder Pets	0	0	0
	Zoey 101	18	0	0
	Total	211	537	7626

Sarah Cruz
Client Services
BayTSP, Inc.

6/11/2008

HIGHLY CONFIDENTIAL

BAYTSP 001093523

Schapiro Exhibit 63

From: Tipton, Kristina - Paramount [Kristina_Tipton@Paramount.com]
Sent: Wednesday, February 28, 2007 3:56 AM
To: Courtney Nieman
Subject: RE: Paramount Marketing

Hey Courtney,

Just wanted to let you know that I'm still working on pulling together all our usernames and content. I'll have my big and informative email to you tomorrow :)

Have a good night!

Kristina Tipton
Paramount Pictures
Interactive Coordinator, Promotions & Publicity
323-956-8453

-----Original Message-----

From: Courtney Nieman [mailto:courtneyni@baytsp.com]
Sent: Tuesday, February 27, 2007 9:41 AM
To: Perry, Alfred - Paramount; Salter, John - Paramount
Cc: Mark M. Ishikawa; Evelyn Espinosa; Tipton, Kristina - Paramount
Subject: Paramount Marketing

Al,

I just finished a wonderful conversation with Kristina Tipton. We discussed how Amy is doing the "viral" marketing and came up with these ground rules...

1. Do not remove anything posted by an approved Paramount Account (Kristina to provide)
2. Do not remove anything reposted by another account that matches something from Rule 1.
3. Remove anything that "misuses" Paramount material in a negative way; mash-ups, re-edited clips, DVD materials
4. If Paramount Marketing does anything in the P2P world, they will try to send us the file so we can watch for it and treat it like "interdicted" material if possible.
5. If a "late" or "surprise" marketing action is taken, Paramount Marketing will make an effort to notify BayTSP to prevent any accidental enforcement action against this material.

Kristina is in the process of putting together materials that BayTSP will use to "filter" out the approved material already on the internet. These filters will be used for Paramount and Viacom (MTVN) activities to prevent accidental enforcement.

I or someone we assign will stay in touch with Kristina going forward.

Courtney Nieman
Manager Client Services
BayTSP, Inc.
408-341-2314
AIM: BayTSPCanne
Have you checked out BayTSP's Piracy news web log?
<http://www.baytsp.com/weblog>

The information contained in this email message may be confidential and is intended only

for the parties to whom it is addressed. If you are not the intended recipient or an agent of same, please notify us of the mistake by telephone (408-341-2300) or email and delete the message from your system. Please do not copy the message or distribute it to anyone.

Schapiro Exhibit 64

Courtney Nieman

From: Scott Martin
Sent: Thursday, February 01, 2007 12:29 PM
To: Mark M. Ishikawa; Morril, Mark; Simon, Joe; Michelena.hallie@mtvn.com; Cahan, Adam; Cooper, Donna - BET
Cc: Evelyn Espinosa; Courtney Nieman; travis-forward; Prentice, Rebecca - Paramount
Subject: RE: Takedown notices
Importance: High

Please assume the following for Paramount content:

- (i) notices can be sent for any content longer than 8 minutes (which should catch any full-length copies of films, even if posted in segments);
- (ii) assume that all Paramount notices for films prior to DREAMGIRLS are okay to be sent without comparison to marketing clips;
- (iii) assume that notices cannot be sent on clips of less than 8 minutes duration of Dreamgirls and all subsequent films (i.e. Norbit, Blades of Glory, Transformers, Black Snake Moan, Zodiac, Shooter, Year of the Dog, Disturbia, Next, Shrek The Third, Hot Rod, A Mighty Heart) until we sort out the problem with the marketing clips.

I expect to have an official approval of this deliniation within hours.

S

-----Original Message-----

From: Mark M. Ishikawa [mailto:marki@baytsp.com]
Sent: Thursday, February 01, 2007 12:06 PM
To: Morril, Mark; Simon, Joe; Hallie, Michelena; Cahan, Adam; Martin, Scott - Paramount; Cooper, Donna - BET
Cc: Evelyn Espinosa; Courtney Nieman; travis-forward
Subject: Re: Takedown notices

Understood we will be on standby

Please advise if we need to do anything about the paramount marketing clips. If we need to re scan those assets we will need up to 1 day to process the clips for the affected assets

Mark

Sent from my BlackBerry Wireless Device

-----Original Message-----

From: Morril, Mark <Mark.Morril@viacom.com>
To: Mark M. Ishikawa <marki@baytsp.com>; Simon, Joe <Joe.Simon@viacom.com>; Michelena.hallie@mtvn.com <Michelena.Hallie@mtvn.com>; Cahan, Adam <Adam.Cahan@mtvn.com>; Scott Martin <scott_martin@paramount.com>; Cooper, Donna - BET <DONNA.COOPER@BET.NET>

2/1/2007

Schapiro Exhibit 65

From: Mark M. Ishikawa
Sent: Tuesday, October 03, 2006 4:14 AM
To: Evelyn Espinosa; Courtney Nieman; Deana Arizala
Subject: FW: FW: Proposed links to take down

From: Perry, Alfred - Paramount [mailto:Alfred_Perry@Paramount.com]
Sent: Monday, October 02, 2006 7:44 PM
To: Amy Powell [REDACTED]
Cc: Scott Martin; Derwin-Weiss, Nancy - Paramount; John Salter; dwilson@kmwlaw.com; Mark M. Ishikawa
Subject: RE: FW: Proposed links to take down

Thanks, we look forward to hearing from you.

From: Amy Powell/Marketing/MP/Paramount_Pictures@PARAMOUNT_PICTURES
Sent: Monday, October 02, 2006 7:24 PM
To: Perry, Alfred - Paramount
Cc: Martin, Scott - Paramount; Derwin-Weiss, Nancy - Paramount; Salter, John - Paramount
Subject: Re: FW: Proposed links to take down

all of the clips that we syndicated have the official "warning" before the clip. any clip without the warning was not sent out by our dept. However, i need to speak to the publicity dept before confirming which should be taken down. I will follow up first thing in the AM. thanks.

Amy Powell
Senior Vice President
Interactive Marketing
Paramount Pictures
[REDACTED]

-----Alfred Perry@exchange wrote: -----

To: [REDACTED]
From: Alfred Perry@exchange
Date: 10/02/2006 07:01PM
cc: Scott Martin/Business Affairs/MP/Paramount_Pictures@Paramount_Pictures, Nancy Derwin-Weiss/Business Affairs/MP/Paramount_Pictures@Paramount_Pictures, John Salter@exchange
Subject: FW: Proposed links to take down

Amy, please confirm that these should be taken down (our guy thinks that these are not your clips).

We await your confirmation before proceeding.

From: Dennis L. Wilson[mailto:dwilson@kmwlaw.com]
Sent: Monday, October 02, 2006 6:33 PM
To: Perry, Alfred - Paramount
Subject: Proposed links to takedown

Al,

6/13/2008

There are a lot of questionable Jackass 2 videos on youtube that we cannot act on tonight without risking taking down unauthorized content.

However, there are some videos that we believe we could request be taken down. Perhaps these videos could be forwarded to the appropriate executives for review, including the following:

<http://www.youtube.com/watch?v=3r66byYRFm4>
<http://www.youtube.com/watch?v=dtSu3IJZTA;>
<http://www.youtube.com/watch?v=2brTttAYReE;>
<http://www.youtube.com/watch?v=G7EAM8f929o;>
http://www.youtube.com/watch?v=m5_1ftgW2_k;
<http://www.youtube.com/watch?v=nASITzMokE8;>
<http://www.youtube.com/watch?v=TKjMvoc0VtI;>
<http://www.youtube.com/watch?v=d4KrR6yoPAY;>
[http://www.youtube.com/watch?v=mOJ61oeCQeY? .](http://www.youtube.com/watch?v=mOJ61oeCQeY?)

Each of these is a fairly long clip and/or has language indicating that it is not legitimate (e.g., "here is the first 3 minutes of the movie").

Please let me know what action you would like me to take on these, if any.

Dennis

From: Perry, Alfred -Paramount [mailto:Alfred_Perry@Paramount.com]

Sent: Monday, October 02, 2006 5:23 PM

To: Powell, Amy - Paramount

Cc: Derwin-Weiss, Nancy -Paramount; Martin, Scott - Paramount; Salter, John - Paramount; Christiansen, Mark - Paramount

Subject: FW: Illegal Jackass 2 Footage Online

Amy, when you refer to many authorized clips are you able to provide identifiers of them? Apparently, what is being found are stunt/skit clips rather than the full feature broken up into 10 minute pieces (as is the case with other films from other studios).

From: Mark M. Ishikawa [mailto:marki@baytsp.com]

Sent: Monday, October 02, 2006 5:03 PM

To: Perry, Alfred - Paramount; dwilson@kmwlaw.com

Cc: Martin, Scott - Paramount; Salter, John - Paramount; Christiansen, Mark - Paramount; Evelyn Espinosa; Courtney Nieman; Leland Woo; Richard Kawasaki; Deana Arizala

Subject: RE: Illegal Jackass 2 Footage Online

Al,

We have started getting results back from our High Priority Radar system and we're seeing something different than our usual clips of 10 minute segments uploaded to YouTube. The pirates are submitting the content to YouTube broken down by individual stunt/skit. We are attempting to identify the content that appears to be camcordered, and is of the individual stunt/skit for takedown. Can you pls confirm that none of the stunts/skits are authorized by the studio?

Mark

From: Perry, Alfred -Paramount [mailto:Alfred_Perry@Paramount.com]

Sent: Monday, October 02, 2006 4:44 PM

To: dwilson@kmwlaw.com; Mark M. Ishikawa

Cc: Scott Martin; John Salter; Christiansen, Mark - Paramount

Subject: FW: Illegal Jackass 2 Footage Online

Ok, err on the side of leaving some infringing material up rather than being overly aggressive and taking down one of the "many approved clips".

Again, my direction would be to take down linked segments which comprise all or nearly all of the motion picture and is presumably camcordered (based on appearance, for example).

Either of you know of other "social networking" sites such as YouTube which we might also devote our special kind of "love"?

6/13/2008

Please advise.

Thank you.

From: AmyPowell [REDACTED]
Sent: Monday, October 02, 2006 4:22 PM
To: Perry, Alfred - Paramount
Cc: dwilson@kmwlaw.com; Salter, John - Paramount; marki@baytsp.com; Derwin-Weiss, Nancy - Paramount; Martin, Scott - Paramount; Worsnup, Mickey - Paramount; rob_moore@paramount.com
Subject: Illegal Jackass 2 Footage Online

Thanks, Alfred. Please only remove camcorded content (which is clearly pirated footage). There are many approved film clips online which should not be removed. Feel free to call with any questions or concerns.

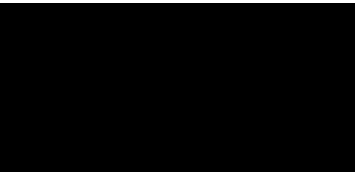
amy

Amy Powell

Senior Vice President

Interactive Marketing

Paramount Pictures



----- Replied by AmyPowell on 10/2/2006 4:20:31 PM -----

From: Alfred Perry@exchange
10/02/2006 03:04 PM
To: [REDACTED]
cc: Scott Martin, John Salter@exchange, Nancy Derwin-Weiss, dwilson@kmwlaw.com, marki@baytsp.com
Subject:

We are going after the camcorded versions of JackAss Number Two on YouTube, but would like to know if you have content you have authorized or if you are aware of other content which should not be taken down.

Thanks, in the first instance we are going after ?obviously? camcorded content.

Thank you.

No virus found in this outgoing message.
Checked by AVG Free Edition.
Version: 7.5.516 / Virus Database: 269.17.13/1207 - Release Date: 1/2/2008 11:29 AM

6/13/2008

HIGHLY CONFIDENTIAL

BAYTSP 003718202

Schapiro Exhibit 66

From: Hallie, Michelena [Michelena.Hallie@mtvn.com]
Sent: Thursday, October 05, 2006 10:25 PM
To: Deana Arizala
Cc: Mark M. Ishikawa; Morales, Cindy
Subject: FW: Scan from a Xerox WorkCentre Pro

Attachments: Scan001.PDF



Scan001.PDF (34 KB)

Deana:

Attached is a pdf of a signed authorization letter. It is on MTVN (which is a division of Viacom) letterhead though Viacom is the copyright owner of the copyrights. If you need it on Viacom letterhead, it will have to wait until Monday when my assistant returns.

Please note that this authorization is limited only to particular shows, uploads or protocols identified by Cindy, myself or a designee. As of now Viacom authorizes only the takedowns of full episodes of "Avatar" that appear on youtube.com.

You should also note that not all MTVN programming is owned by Viacom International so you will need additional authorizations for some of the programs we choose in the future to take down.

Thank you for your assistance.

Michelena Hallie
Senior Vice President
Deputy General Counsel, Intellectual Property MTV Networks, Business and Legal Affairs
1515 Broadway, 34th Floor
New York, New York 10036
[REDACTED]

MTV NETWORKS

A VIACOM COMPANY

Michelena Hallie
Senior Vice President
Deputy General Counsel, Intellectual Property

October 5, 2006

Mark Ishikawa, CEO
BayTSP.com
PO Box 1314
Los Gatos, CA 95031-1314
(408) 341-2300

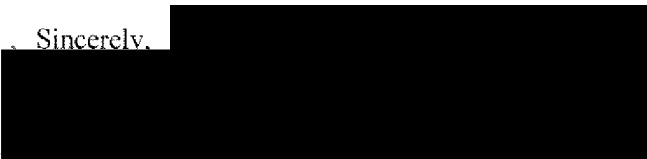
Dear Mark,


This letter acts as an official notification that I, Michelena Hallie, of Viacom International Inc, agent of its copyrighted material, authorize Mark Ishikawa, CEO of BayTSP.com to act as my agent for notification of detected infringements on the Internet pursuant to the Digital Millennium Copyright Act.

Nothing in this letter releases any exclusive rights that Viacom International Inc. has in the copyrights that I represent. This agent authorization is merely to facilitate the process of notifying Internet service providers for removal of detected infringements that I have been made aware of by BayTSP.com and its tracking service reports.

I reserve the right to terminate this agency relationship at any time for any reason by written notification, effective upon receipt at BayTSP.com.

Sincerely,


Vice President, Assistant Secretary
Viacom International Inc.

1515 Broadway, New York, NY 10036 
Email: michelena.hallie@mtvn.com

Schapiro Exhibit 67

From: Hallie, Michelena [Michelena.Hallie@mtvn.com]
Sent: Saturday, October 07, 2006 3:01 AM
To: Mark M. Ishikawa; Courtney Nieman
Cc: Leland Woo; Deana Arizala; Evelyn Espinosa
Subject: Re: Full Episode Takedown List

Great and thanks. Bottom line is we have a directive to take down all full episodes of mtvn properties. And I owe your team a wine tasting thru Sonoma for the extra effort we're requesting. Just keep me posted.

-----Original Message-----

From: Mark M. Ishikawa <marki@baytsp.com>
To: Hallie, Michelena; Courtney Nieman <courtneyni@baytsp.com>
CC: Leland Woo <lelandw@baytsp.com>; Deana Arizala <deanaa@baytsp.com>; Evelyn Espinosa <evelyn@baytsp.com>
Sent: Fri Oct 06 22:53:03 2006
Subject: RE: Full Episode Takedown List

We are doing final scrubbing of the files now. There may be different counts than we sent in the report as we continue to find more and more of the episodes. I will e-mail you final counts in an hour or so. Since this project morphed from a lets look at the data kinda project to a We're going to do enforcement I am implementing extra special scrubbing.

Mark

From: Hallie, Michelena [mailto:Michelena.Hallie@mtvn.com]
Sent: Friday, October 06, 2006 7:39 PM
To: Courtney Nieman
Cc: Leland Woo; Deana Arizala; Evelyn Espinosa; Mark M. Ishikawa
Subject: Re: Full Episode Takedown List

Hello all. Can I get confirmation that take downs have been sent?

-----Original Message-----

From: Hallie, Michelena
To: 'courtneyni@baytsp.com' <courtneyni@baytsp.com>
CC: 'lelandw@baytsp.com' <lelandw@baytsp.com>; 'deanaa@baytsp.com' <deanaa@baytsp.com>; 'evelyn@baytsp.com' <evelyn@baytsp.com>; 'marki@baytsp.com' <marki@baytsp.com>
Sent: Fri Oct 06 19:14:05 2006
Subject: Re: Full Episode Takedown List

Ok. As I just told Mark, I authorize the takedowns of the full episodes listed below, with the letter as modified by my edits. Please email when notice has been sent and confirmation of takedown received. And email or call my cell with any questions. Thanks for your help and I apologize for the quick turnaround needs.

-----Original Message-----

From: Hallie, Michelena
To: Hallie, Michelena; 'courtneyni@baytsp.com' <courtneyni@baytsp.com>
CC: 'lelandw@baytsp.com' <lelandw@baytsp.com>; 'deanaa@baytsp.com' <deanaa@baytsp.com>; 'evelyn@baytsp.com' <evelyn@baytsp.com>; 'marki@baytsp.com' <marki@baytsp.com>
Sent: Fri Oct 06 19:03:56 2006
Subject: Re: Full Episode Takedown List

Sorry but 2 edits on the takedown letter: please remove the first sentence in the fourth paragraph beginning "Further, we believe" and the last sentence in that paragraph beginning "We appreciate your efforts". Then add the one remaining sentence in that paragraph beginning "We urge" to the end of the third paragraph. I'm giving folks 10 more minutes to object and then I'll send authorization to proceed as outlined below.

6/11/2008

HIGHLY CONFIDENTIAL

BAYTSP 004283227

-----Original Message-----

From: Hallie, Michelena

To: 'Courtney Nieman' <courtneyni@baytsp.com>

CC: Leland Woo <lelandw@baytsp.com>; Deana Arizala <dcanaa@baytsp.com>; Evelyn Espinosa <evelyn@baytsp.com>; Mark M. Ishikawa <marki@baytsp.com>

Sent: Fri Oct 06 18:18:42 2006

Subject: RE: Full Episode Takedown List

Thank you, Courtney. We have asked everyone to let me know in the next 45 minutes if they have concerns. I will send you an email shortly after that time period to provide the final authorization. In the meantime, however, the information below is accurate so please prepare whatever documentation you need in anticipation of my approval.

From: Courtney Nieman [mailto:courtneyni@baytsp.com]

Sent: Friday, October 06, 2006 6:05 PM

To: Hallie, Michelena

Cc: Leland Woo; Deana Arizala; Evelyn Espinosa; Mark M. Ishikawa; Courtney Nieman

Subject: Full Episode Takedown List

Michelena,

Following up on our conversation (14:45 PST October 6, 2006)

BayTSP, upon email notice from you, will take down FULL EPISODES of the following

VIA	Andy Milonakis -Full Episode	137
VIA	Avatar the Last Airbender - Full Episode	15
VIA	Backyardigans - Full Episode	10
CMT	Crossroads - Full Episode	4
VIA	Drake & Josh - Full Episode	17
VIA	Fairly Odd Parents - Full Episode	30
VIA	Jack's Big Show - Full Episode	3
VIA	Real World - Full Episode	7
COM	SouthPark - Full Episode	46
VIA	Spongebob Squarepants - Full Episode	198
VIA	South of Nowhere - Full Episode	42
COM	The Colbert Report - Full Episode	77
VIA	Wonder Pets - Full Episode	1
VIA	Zoey 101 - Full Episode	33

VIA = VIACOM CMT = COUNTRY MUSIC TELEVISION COM = COMEDY CENTRAL

We will await your permission.

Courtney Nieman

From: Hallie, Michelena [mailto:Michelena.Hallie@mtvn.com]

Sent: Friday, October 06, 2006 11:06 AM

To: Leland Woo; Deana Arizala; Courtney Nieman; Evelyn Espinosa; Mark M. Ishikawa

Cc: Morales, Cindy

Subject: RE: Revised Report

I don't think I've seen the takedown notice template. Could someone send it to me? Cindy's working on the agent authorization letters right now and will be sending them to you for each of the copyright holders together with the shows each rights holder owns. And just to be clear, these authorizations are subject to Cindy's or my specific instructions on which uploads are to be taken down. (Sorry. I have to be a lawyer and write out the limitation.)

I hope to let you know what direction we want to go in the next 3 or 4 hours.

6/11/2008

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BAYTSP 004283228

Thanks again.

From: Leland Woo [mailto:lelandw@baytsp.com]
Sent: Friday, October 06, 2006 1:57 PM
To: Hallie, Michelena; Deana Arizala; Courtney Nieman; Evelyn Espinosa; Mark M. Ishikawa
Cc: Morales, Cindy
Subject: RE: Revised Report

We're making the changes now on the report.

Heathers email is: heather.gillette@youtube.com <mailto:heather.gillette@youtube.com>

As long as we have an agent authorization letter and an approved takedown notice template. We can start the notice takedown process immediately.

LW

From: Hallie, Michelena [mailto:Michelena.Hallie@mtvn.com]
Sent: Friday, October 06, 2006 10:50 AM
To: Leland Woo; Deana Arizala; Courtney Nieman; Evelyn Espinosa; Mark M. Ishikawa
Cc: Morales, Cindy
Subject: RE: Revised Report

Thanks, Leland. Would it be possible to just add the top 10 to the alphabetical list so all of our programs are in one list?

And do you know Heather's email address?

Finally, assuming we get you the powers and the programs and sizes we want taken down by the end of the day today, would you all be able to take them down by Sunday night?

Thanks for all your help.

Michelena

From: Leland Woo [mailto:lelandw@baytsp.com]
Sent: Friday, October 06, 2006 12:31 PM
To: Hallie, Michelena; Deana Arizala; Courtney Nieman; Evelyn Espinosa; Mark M. Ishikawa
Cc: Morales, Cindy
Subject: Revised Report

Michelena-

6/11/2008

Attached is the report with the requested changes. We cleaned up the format and left out the detailed time break down. You still have that in the spread sheet that Mark sent you the other day as a reference. This report is ready for distribution to your team.

Lastly we have a direct contact person at YouTube, Heather Gillette. She is the primary compliance manager there and her number is 650-685-6409.

Please let us know if you need anything else.

Thanks,

Leland

6/11/2008

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BAYTSP 004283230

Schapiro Exhibit 68

From: Evelyn Espinosa
Sent: Wednesday, October 18, 2006 8:26 PM
To: Deana Arizala; Courtney Nieman
Cc: Mark M. Ishikawa
Subject: FW: Report

Courtney after you guys take down the vh1 show below, reply to all and put a screen shot showing its down.. thsnk

From: Hallie, Michelena [mailto:Michelena.Hallie@mtvn.com]
Sent: Wednesday, October 18, 2006 1:21 PM
To: Courtney Nieman
Cc: Mark M. Ishikawa; Evelyn Espinosa; Deana Arizala; Morales, Cindy
Subject: RE: Report

Thanks, Courtney. We now have permission to take all clips 2 1/2 minutes or longer of the following shows down off of youtube:

Spongebob Squarepants
Avatar the Last Airbender
Fairly Odd Parents
Backyardigans
Wonder Pets
Zoey 101

I hope to have additional shows for increased takedowns for you shortly.

We also have an additional request for an **immediate** take down of the following clip <http://www.youtube.com/watch?v=yVmKMDtB-sk> It is a VH 1 show and the copyright owner is Viacom International Inc.

Thank you for your help, and please let me know if you have any questions.

Michelena Hallie
Senior Vice President
Deputy General Counsel, Intellectual Property
MTV Networks, Business and Legal Affairs
1515 Broadway, 34th Floor
New York, New York 10036
[REDACTED]

From: Courtney Nieman [mailto:courtney@baytsp.com]
Sent: Wednesday, October 18, 2006 12:21 AM
To: Hallie, Michelena
Cc: Mark M. Ishikawa; Evelyn Espinosa; Deana Arizala
Subject: Report

Michelena,

Here is the report you wanted. I want to apologize for the tardiness of this delivery. We had it finished by 4pm PST, but somehow it failed to go out. Please accept my apologies. I will be at my desk until 9:30 PST if you have any questions.

Courtney Nieman
Manager Client Services
BayTSP, Inc.
408-341-2314

6/11/2008

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BAYTSP 004345611

AIM: BayTSPCanne

Have you checked out BayTSP's Piracy news web log? <http://www.baytsp.com/weblog>

The information contained in this email message may be confidential and is intended only for the parties to whom it is addressed. If you are not the intended recipient or an agent of same, please notify us of the mistake by telephone (408-341-2300) or email and delete the message from your system. Please do not copy the message or distribute it to anyone.

From: Hallie, Michelenia [mailto:Michelenia.Hallie@mtvn.com]
Sent: Tuesday, October 17, 2006 7:05 PM
To: Mark M. Ishikawa
Cc: Leland Woo; Deana Arizala; Evelyn Espinosa; Courtney Nieman
Subject: Re: Not Yet Authorized List

Please respond as to whether I will be receiving these materials

-----Original Message-----

From: Hallie, Michelenia
To: Mark M. Ishikawa <marki@baytsp.com>
CC: Leland Woo <lelandw@baytsp.com>; Deana Arizala <deanaa@baytsp.com>; Evelyn Espinosa <evelyn@baytsp.com>; 'Courtney Nieman' <courtneyni@baytsp.com>
Sent: Tue Oct 17 10:31:27 2006
Subject: RE: Not Yet Authorized List

I'm not sure if my request got lost in a flurry of emails yesterday, but will it be possible to get the latest reports on youtube clips by COB today? I have a big meeting tomorrow to discuss expanding the takedown procedure, and the latest numbers would be helpful.

Thanks as always. Michelenia

6/11/2008

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BAYTSP 004345612